

necessary deletions. ONDCP shall attach to each such record a written justification for making the deletion or deletions. A single such justification shall suffice for deletions made in a group of similar or related records.

### **PART 1402—MANDATORY DECLASSIFICATION REVIEW**

Sec.

1402.1 Purpose.

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AUTHORITY: Section 3.4, E.O. 12356 (3 CFR, 1982 Comp., p. 166), and Information Security Oversight Office Directive No. 1 (32 CFR 2001.32).

SOURCE: 57 FR 55089, Nov. 24, 1992, unless otherwise noted.

#### **§ 1402.1 Purpose.**

Other government agencies, U.S. citizens or permanent resident aliens may request that classified information in files of the Office of National Drug Control Policy (ONDCP) be reviewed for possible declassification and release. This part prescribes the procedures for such review and subsequent release or denial.

#### **§ 1402.2 Responsibility.**

All requests for the mandatory declassification review of classified information in ONDCP files should be addressed to the Security Officer, Office of National Drug Control Policy, Executive Office of the President, Washington, DC 20500, who will acknowledge receipt of the request. When a request does not reasonably describe the information sought, the requester shall be notified that unless additional information is provided, or the scope of the request is narrowed, no further action will be taken.

#### **§ 1402.3 Information in the custody of ONDCP.**

Information contained in ONDCP files and under the exclusive declassification jurisdiction of ONDCP will be reviewed by the Director of the Of-

fice of Planning, Budget, and Administration of ONDCP and/or the office of primary interest to determine whether, under the declassification provisions of section 3.1 of Executive Order 12356 (3 CFR, 1982 Comp., p. 166), the requested information may be declassified. If the information may not be released, in whole or in part, the requester shall be given a brief statement as to the reasons for denial, a notice of the right to appeal the determination to the Director of ONDCP, and a notice that such an appeal must be filed within 60 days in order to be considered.

#### **§ 1402.4 Information classified by another agency.**

When a request is received for information that was classified by another agency, the Director of the Office of Planning, Budget, and Administration of ONDCP will forward the request and a copy of the document(s) along with any other related materials, to the appropriate agency for review and determination as to release. Recommendations as to release or denial may be made if appropriate. The requester will be notified of the referral, unless the receiving agency objects on the grounds that its association with the information requires protection.

#### **§ 1402.5 Appeal procedure.**

Appeals reviewed as a result of a denial will be routed to the Director of ONDCP, who will take action as necessary to determine whether any part of the information may be declassified. If so, the Director shall notify the requester of this determination and shall make any information available that is declassified and is otherwise releasable. If continued classification is required, the requester shall be notified by the Director of ONDCP of the reasons therefore.

#### **§ 1402.6 Fees.**

There will normally be no fees charged for the mandatory review of classified material for declassification under this part.

#### **§ 1402.7 Suggestions and complaints.**

Suggestions and complaints regarding the information security program

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of ONDCP should be submitted, in writing, to the Security Officer, Office of National Drug Control Policy, Washington, DC 20500.

1403.51 Later disallowances and adjustments.

1403.52 Collection of amounts due.

**Subpart E—Entitlement [Reserved]**

**PART 1403—UNIFORM ADMINISTRATIVE REQUIREMENTS FOR GRANTS AND COOPERATIVE AGREEMENTS TO STATE AND LOCAL GOVERNMENTS**

APPENDIX A TO PART 1403—OMB CIRCULAR A-128, “AUDITS OF STATE AND LOCAL GOVERNMENTS”

AUTHORITY: 5 U.S.C. 301.

SOURCE: 57 FR 55092, Nov. 24, 1992, unless otherwise noted.

**Subpart A—General**

**Subpart A—General**

Sec.

1403.1 Purpose and scope of this part.

1403.2 Scope of subpart.

1403.3 Definitions.

1403.4 Applicability.

1403.5 Effect on other issuances.

1403.6 Additions and exceptions.

**§ 1403.1 Purpose and scope of this part.**

This part establishes uniform administrative rules for Federal grants and cooperative agreements and subawards to State, local and Indian tribal governments.

**Subpart B—Pre-Award Requirements**

**§ 1403.2 Scope of subpart.**

This subpart contains general rules pertaining to this part and procedures for control of exceptions from this part.

1403.10 Forms for applying for grants.

1403.11 State plans.

1403.12 Special grant or subgrant conditions for “high-risk” grantees.

**Subpart C—Post-Award Requirements**

**§ 1403.3 Definitions.**

As used in this part:

*Accrued expenditures* mean the charges incurred by the grantee during a given period requiring the provision of funds for:

**FINANCIAL ADMINISTRATION**

1403.20 Standards for financial management systems.

1403.21 Payment.

1403.22 Allowable costs.

1403.23 Period of availability of funds.

1403.24 Matching or cost sharing.

1403.25 Program income.

1403.26 Non-Federal audit.

**CHANGES, PROPERTY, AND SUBAWARDS**

1403.30 Changes.

1403.31 Real property.

1403.32 Equipment.

1403.33 Supplies.

1403.34 Copyrights.

1403.35 Subawards to debarred and suspended parties.

1403.36 Procurement.

1403.37 Subgrants.

(1) Goods and other tangible property received;

(2) Services performed by employees, contractors, subgrantees, subcontractors, and other payees; and

(3) Other amounts becoming owed under programs for which no current services or performance is required, such as annuities, insurance claims, and other benefit payments.

*Accrued income* means the sum of:

**REPORTS, RECORDS, RETENTION, AND ENFORCEMENT**

1403.40 Monitoring and reporting program performance.

1403.41 Financial reporting.

1403.42 Retention and access requirements for records.

1403.43 Enforcement.

1403.44 Termination for convenience.

(1) Earnings during a given period from services performed by the grantee and goods and other tangible property delivered to purchasers, and

(2) Amounts becoming owed to the grantee for which no current services or performance is required by the grantee.

**Subpart D—After-The-Grant Requirements**

1403.50 Closeout.